

1 JUDGE JAMES L. ROBART
2
3
4
5
6

7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
9 AT SEATTLE

10 UNITED STATES OF AMERICA,) NO. CR 05-318-JLR
11 Plaintiff,)
12 vs.) ORDER EXTENDING TIME TO FILE
13 ALBERTO CAVERO-RIOS,) INDICTMENT
14 Defendant.)
15 _____)
16

17 The Court, having review the stipulation of the parties, and the defendant's
18 agreement to extend the time for an indictment, finds as fact those facts stipulated to by
19 counsel in that document, and hereby makes the following findings of fact:

20 1. A failure to grant the continuance would deny counsel the reasonable time
21 necessary for effective preparation, taking into account the exercise of due diligence,
22 within the meaning of Title 18, U.S.C. § 3161(h)(8)(B).

23 2. An extension of time in which to indict may result in the possible
24 resolution of the case without an indictment and without trial. Thus, the ends of justice
25 will be served by ordering a continuance in this case, that a continuance is necessary to
26 ensure effective trial preparation, and that these factors outweigh the best interests of the
public in a more speedy trial, within the meaning of Title 18, U.S.C. § 3161(h)(8)(A).

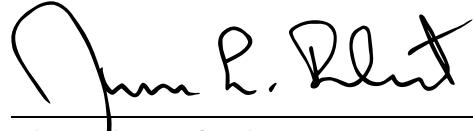
27 IT IS HEREBY ORDERED that the time within which an indictment in this case
28 must be filed against the defendant shall be extended from September 30, 2005 to

1 October 30, 2005.

2 IT IS FURTHER ORDERED that the period of delay from September 30, 2005,
3 through October 30, 2005, is excludable time pursuant to the Speedy Trial Act, 18
4 U.S.C. § 3161, et seq.

5 Dated this 3rd day of October, 2005.

6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26



JAMES L. ROBART
United States District Judge

Presented by,

s/Nancy D. Tenney
Attorney for the Defendant
Federal Public Defender's Office
1601 Fifth Avenue, Suite 700
Seattle, WA 98101
206/553-1100
206/553-0120
Nancy_Tenney@fd.org

s/Jill Otake
Assistant United States Attorney
United States Attorney's Office
700 Stewart Street, Suite 5220
Seattle, WA 98101
206/553-7970
206/553-0755
Jill.Otake@usdoj.gov